

FAX TRANSMISSION**DATE:** September 3, 2003**PTO IDENTIFIER:** Application Number 09/717,888

Patent Number

Inventor: Andrew C. HIATT et al.**RECEIVED**

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MESSAGE TO: A. Salimi, Group Art Unit 1648**FAX NUMBER:** (703) 872-9307**FROM:** MORRISON & FOERSTER LLP

Otis Littlefield

PHONE: (415) 268-6846**Attorney Dkt. #:** 415142000302**OFFICIAL****PAGES (Including Cover Sheet):** 12**CONTENTS:**

Re: U.S. Patent Application Serial No. 09/717,888

For: METHOD FOR PRODUCING
IMMUNOGLOBULINS CONTAINING
PROTECTION PROTEINS AND THEIR USE

By: Andrew C. HIATT et al.

Our reference: 41514-2000302

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MORRISON & FOERSTER LLP
425 Market Street, San Francisco, California 94105
Telephone: (415) 268-7000 Facsimile: (415) 268-7522

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<h1>TRANSMITTAL FORM</h1> <p>(to be used for all correspondence after initial filing)</p>		Application Number	09/717,885
		Filing Date	November 20, 2000
		First Named Inventor	Andrew C. HIATT
		Art Unit	1648
		Examiner Name	A. Salimi
Total Number of Pages in This Submission	11	Attorney Docket Number	415142000302

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply (5 pages) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request (1 page) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer (1 page) <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) (1 page) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Facsimile Coversheet Attached (not counted in this submission)		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	MORRISON & FOERSTER LLP Otis Littlefield - 48,751
Signature	<i>Otis Littlefield</i>
Date	September 3, 2003

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Dated: September 3, 2003

Signature: *Valerie Cohen* (Valerie Cohen)

sf-1561485

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PTO/SB/17 (05-03)

Approved for use through 04/30/2003. OMB 0691-0032
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL
for FY 2003**

Effective 01/01/2003, Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)**270.00****Complete if Known**

Application Number **09/717,888**
 Filing Date **November 20, 2000**
 First Named Inventor **Andrew C. HIATT**
 Examiner Name **A. Salimi**
 Art Unit **1648**
 Attorney Docket No. **415142000302**

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account

Deposit Account Number

03-1952

Deposit Account Name

Morrison & Foerster LLP

The Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
		Code (X)	Code (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	180	2005	90	Provisional filing fee	

SUBTOTAL (1) (\$)**0.00****2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
3	2		0	9	0.00
			0	42	0.00
					0.00

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
		Code (X)	Code (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)**0.00**

**or number previously paid, if greater; For Reissues, see above

**3. ADDITIONAL FEES
FEE CALCULATION**

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or cash	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	55.00
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,870	2255	885	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	160.00
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	830	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(c)	
1808	180	1808	180	Submission of Information Disclosure Sheet	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)				Terminal Disclaimer Fee	55.00

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**270.00****SUBMITTED BY**Name (Print/Type) **Otis Littlefield**

Registration No. (Attorney/Agent)

48,751**Complete if applicable**Telephone **(415) 268-6846**

Signature

Date

September 3, 2003

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 872-9307, on the date shown below.

Dated: **September 3, 2003**

Signature:

Valerie Cohen

sf-1561534

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CERTIFICATE OF "FACSIMILE"

I hereby certify that this paper is being faxed to the United States Patent and Trademark Office, fax no. (703) 872-9307, on September 3, 2003.

Valerie Cohen
Valerie Cohen

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Andrew C. HLATT et al.

Serial No.: 09/717,888

Filing Date: November 20, 2000

For: METHOD FOR PRODUCING
IMMUNOGLOBULINS CONTAINING
PROTECTION PROTEINS IN PLANTS
AND THEIR USE

Examiner: A. Salimi

Group Art Unit: 1648

SUPPLEMENTAL AMENDMENT UNDER 37 C.F.R. §1.116

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

This Amendment is responsive to the Final Office Action (paper No. 17) dated March 17, 2003, for which a response was submitted on May 19, 2003, and to the Advisory Action (paper No. 19) dated August 11, 2003, for which a response was due on August 11, 2003, and for which a one-month extension of time is requested, extending the deadline to September 11, 2003. In addition, a Notice of Appeal is being filed with this response. As such, this response has been timely filed. Please consider entering the following amendments and remarks.

sf-1553453